

In the Matter of the Winding Down of:

**THE NEW HAMPSHIRE MEDICAL MALPRACTICE  
JOINT UNDERWRITING ASSOCIATION**

Merrimack Superior Court No. 217-2015-CV-00347

**NOTICE OF RETURN OF STABILIZATION RESERVE  
FUND EXCESS TO HEALTH CARE PROVIDERS AND  
REQUEST FOR CONFIRMATION OF ADDRESSES**

The Insurance Commissioner of the State of New Hampshire, as Receiver (“Receiver”) of the New Hampshire Medical Malpractice Joint Underwriting Association (“NHMMJUA”), has received approval of the Court supervising the winding down of the NHMMJUA to return the funds remaining in the Stabilization Reserve Fund (“SRF”) of the NHMMJUA to health care providers who paid surcharges between 1986 and 1993 as described below. Based on the NHMMJUA’s records, the Receiver has prepared a list of the health care providers to whom the returns will be made. That SRF Return Provider List is posted on the New Hampshire Insurance Department’s website in the NHMMJUA proceeding filings at [https://www.nh.gov/insurance/legal/nhid\\_nhmmjua\\_recvrshp.htm](https://www.nh.gov/insurance/legal/nhid_nhmmjua_recvrshp.htm). Letters will also be sent to those on the list. Due to the passage of time, the providers’ addresses on the NHMMJUA’s records are likely to be out-of-date. The Receiver accordingly will not issue checks until the health care providers confirm their addresses by using the address confirmation form included in the letter or available on the New Hampshire Insurance Department’s website. Confirmations should be sent to the Receiver at the address below.

The SRF was created in 1986 to be used for the payment of any deficit of the NHMMJUA incurred as a result of policies issued prior to January 1, 1986. The SRF was funded by a surcharge imposed on medical malpractice liability insurance policies issued in New Hampshire between 1986 and 1993 to health care providers who were or had been previously insured by the NHMMJUA at that time. Approximately \$3.2 million remains in the SRF. In accordance with applicable regulations, the Receiver has proposed and the Court has approved the return of this excess amount to the health care providers who paid SRF surcharges. The amount will be allocated among the providers based on each provider’s surcharge payments as a proportion of the total surcharge payments that can be identified. The Receiver has prepared the list of these health care providers. The Receiver currently expects that the providers will receive a return of approximately 15% of the surcharges they paid. (Please note that the return of SRF funds to providers who paid surcharges between 1986 and 1993 is separate from the distribution of excess NHMMJUA funds to policyholders.)

The SRF Return Provider List, the Receiver’s Motion for Approval of Return of Stabilization Fund Excess to Health Care Providers, the Court’s approval order, and the Health Care Provider Address Confirmation form are posted on the New Hampshire Insurance Department website in the NHMMJUA proceeding filings at [https://www.nh.gov/insurance/legal/nhid\\_nhmmjua\\_recvrshp.htm](https://www.nh.gov/insurance/legal/nhid_nhmmjua_recvrshp.htm).

**Health care providers on the list must confirm their addresses to the Receiver using the Health Care Provider Address Confirmation form included in the letter or from the New Hampshire Insurance Department website on or before July 26, 2018 to be issued a check later in 2018. The completed Health Care Provider Address Confirmation form should be returned to the Receiver at:**

**Receiver, NHMMJUA  
P.O. Box 1720  
Manchester, NH 03105-1720**

If you have questions regarding the return of excess SRF funds, please contact the Receiver's counsel at the following address: J. David Leslie/Eric A. Smith, Rackemann, Sawyer & Brewster PC, 160 Federal Street, Boston, MA 02110-1700, [esmith@rackemann.com](mailto:esmith@rackemann.com)